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APPLICATION NO	D	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION:NO
09/930,239	39 08/16/2001		Bent Karsten Kofod	2287-032	· 9485
20582	7590	01/14/2004		EXAMINER	
JONES D	PΑΥ		WILSON, LEE D		
51 Louisiana Aveue, N.W WASHINGTON, DC 20001-2113			ART UNIT	PAPER NUMBER	
	<b>,</b>			3723	· · · · · · · · · · · · · · · · · · ·
				DATE MAILED: 01/14/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

		>/					
	Application No.	Applicant(s)					
•	09/930,239	KOFOD, BENT KARSTEN					
Office Action Summary	Examiner	Art Unit					
<i>b</i>	LEE D WILSON	3723					
The MAILING DATE of this communication app Period for Reply	pears on the cover sheet with the c	correspondence address					
A SHORTENED STATUTORY PERIOD FOR REPLY THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a reply - If NO period for reply is specified above, the maximum statutory period v - Failure to reply within the set or extended period for reply will, by statute, - Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).  Status	36(a). In no event, however, may a reply be tiry within the statutory minimum of thirty (30) day will apply and will expire SIX (6) MONTHS from , cause the application to become ABANDONE	nely filed /s will be considered timely. the mailing date of this communication. ED (35 U.S.C. § 133).					
1) Responsive to communication(s) filed on	_·						
2a) ☐ This action is <b>FINAL</b> . 2b) ☐ This	action is non-final.						
	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.						
Disposition of Claims							
4)⊠ Claim(s) <u>1-13 and 19-28</u> is/are pending in the a	application.						
4a) Of the above claim(s) is/are withdraw	4a) Of the above claim(s) is/are withdrawn from consideration.						
5) Claim(s) is/are allowed.							
6)⊠ Claim(s) <u>1-4,8, 10-13 and 19-24</u> is/are rejected							
7)⊠ Claim(s) <u>5-7 and 25-27</u> is/are objected to.							
8) Claim(s) are subject to restriction and/o	r election requirement.						
Application Papers							
9) The specification is objected to by the Examine	er.						
10)⊠ The drawing(s) filed on <u>27 October 2003</u> is/are:	: a)⊠ accepted or b)□ objected	to by the Examiner.					
Applicant may not request that any objection to the		• •					
Replacement drawing sheet(s) including the correct	• • • • • • • • • • • • • • • • • • • •	•					
11) The oath or declaration is objected to by the Ex	taminer. Note the attached Office	Action or form P1O-152.					
Priority under 35 U.S.C. §§ 119 and 120							
12) Acknowledgment is made of a claim for foreign a) All b) Some * c) None of:  1. Certified copies of the priority documents 2. Certified copies of the priority documents 3. Copies of the certified copies of the priority application from the International Bureau * See the attached detailed Office action for a list 13) Acknowledgment is made of a claim for domesting since a specific reference was included in the first 37 CFR 1.78.  a) The translation of the foreign language process.	s have been received. s have been received in Applicat rity documents have been receive u (PCT Rule 17.2(a)). of the certified copies not receive c priority under 35 U.S.C. § 119( st sentence of the specification of existence of the specification of the specification of the specification of existence of the specification of the spe	ion No ed in this National Stage ed. e) (to a provisional application) r in an Application Data Sheet. ceived. and/or 121 since a specific					
Attachment(s)							
Notice of References Cited (PTO-892)     Notice of Draftsperson's Patent Drawing Review (PTO-948)     Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Informal F	(PTO-413) Paper No(s) Patent Application (PTO-152)					

Application/Control Number: 09/930,239

Art Unit: 3723

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### **DETAILED ACTION**

### **Drawings**

1. The drawing corrections as file is accepted.

## Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use-or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 2. Claims 1-4, 8, 10-13, and 19-24 are rejected under 35 U.S.C. 102(b) as being anticipated by Olson (1997428).

Olson discloses a clamping tool having a base member (21), a bar system (23&30), an activation bar (34), a rocking bar (28), a first toggle (23), and a second toggle (30).

### Allowable Subject Matter

3. Claims 5-7 and 25-27 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

#### Response to Arguments

4. Applicant's arguments with respect to claims have been considered but are moot in view of the new ground(s) of rejection.

Application/Control Number: 09/930,239

, Art Unit: 3723

a. The previous rejections have been overcome; however, there are new art

rejections against the claims.

Conclusion

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to LEE D WILSON whose telephone number is 703-305-

4094. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, JOSEPH HAIL can be reached on 703-308-2687. The fax phone number

for the organization where this application or proceeding is assigned is 703-305-9835.

Any inquiry of a general nature or relating to the status of this application or

proceeding should be directed to the receptionist whose telephone number is 703-305-

0000.

Ldw

January 12,2004

LEED. WILSON

Page 3